THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 11034 of 2005

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Date: 01.08.2005

Between:

Karnati Papamma, W/o. Satyanarayana,

R/o. Kakarla village, Julurpad Mandal,

Khammam District.

..... PETITIONER

AND

1. The Principal Secretary, State of A.P.,

   Social Welfare Department, Secretariat,

   Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 11034 of 2005

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ORDER:

This writ petition is filed by the petitioner aggrieved by the order passed by the first respondent rejecting the stay petition filed by her against the order of the second respondent pending disposal of the revision.

2. It is stated that the fourth respondent initiated proceedings under Section 3 of the A.P. Scheduled Areas Land Transfer Regulation, 1959 (for short 'the Regulation') and passed an order of eviction against the petitioner with reference to the land in an extent of Ac.4.00 situated in Survey No.23 of Kakarla village, Julurpad Mandal, Khammam District on the ground that the petitioner was in possession of the said extent of land in contravention of the Regulation. Aggrieved by the said order, the petitioner filed an appeal before the third respondent. The third respondent dismissed the said appeal confirming the order of the fourth respondent. Hence, he filed a revision petition before the first respondent. Pending disposal of the revision, the petitioner filed a stay petition seeking stay of eviction of the petitioner from the scheduled land. But, however, the first respondent passed the impugned order dated 21.04.2005 rejecting the petition. The revision filed by her is pending and is yet to be disposed of. Hence, the present writ petition.

3. Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

4. Since the revision filed by the petitioner against the order of the third respondent is still pending and is yet to be adjudicated upon, it is just and proper to protect the possession of the scheduled land of the petitioner, pending disposal of the revision. Accordingly, there shall be a direction to the respondents not to evict the petitioner from the scheduled land, pending disposal of the revision by the first respondent and the first respondent is also directed to dispose of the revision expeditiously, preferably within a period of three months from the date of receipt of a copy of this order.

5. The writ petition is accordingly disposed of at the admission stage.

S. Ananda Reddy, J

Date: 01.08.2005

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